

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD
SPECIAL CIVIL APPLICATION No 6944 of 1998

For Approval and Signature:

Hon'ble MR.JUSTICE M.S.PARIKH

- =====
1. Whether Reporters of Local Papers may be allowed to see the judgements?
 2. To be referred to the Reporter or not?
 3. Whether Their Lordships wish to see the fair copy of the judgement?
 4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder?
 5. Whether it is to be circulated to the Civil Judge?

BALINTA SEVA SAHAKARI MANDLI LTD. CHAIRMAN/ SECRETARY

Versus

STATE OF GUJARAT

Appearance:

MR VM JOSHI for Petitioner

MR TH SOMPURA ASSTT.GP for Respondent No. 1, 2, 3

CORAM : MR.JUSTICE M.S.PARIKH

Date of decision: 11/09/98

ORAL JUDGEMENT

Rule. Service of Rule is waived by Mr. Sompura, learned Assistant Government Pleader appearing for the respondent authorities. The grievance in this petition is with regard to granting of stay in respect of suspension of licence. In reply, Mr. Sompura submits that once the stay is granted, there is prolongation of the appeal. He, therefore, supports the impugned order rejecting prayer for stay without any reason worth the name. In that connection, Mr. Joshi, learned advocate appearing for the petitioner submits that the petitioner will cooperate with the hearing of the appeal without seeking unnecessary adjournments. In that view of the

matter, following directions are issued :

2. The impugned order is hereby set aside. The appellate authority will deal with and decide the application for stay in accordance with law as expeditiously as possible preferably within the period of four weeks from the date of receipt of the writ of these directions in accordance with law. Rule is made absolute to the aforesaid extent with no order as to cost.

Vyas